

# **Greenbook**

## **LBO Analysis of Enacted Budget**

### **Environmental Review Appeals Commission**

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July 2023**

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# LBO Greenbook

## Environmental Review Appeals Commission

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### Quick look...

- The Environmental Review Appeals Commission functions as a quasi-judicial appellate review body specifically for resolving environmental disputes resulting from various final actions taken by certain state agencies and local boards of health.
- Biennial total appropriation of \$1.4 million: \$694,000 in FY 2024 and \$701,000 in FY 2025.
  - The Commission receives 100% of its funding from the GRF.
  - Annual spending is largely attributed to personal services/payroll, typically around 80%, with the remainder dedicated to supplies and maintenance (in the form of rent, software licenses, supplies, and other expenses).

FY 2020 Actual	FY 2021 Actual	FY 2022 Actual	FY 2023 Actual	FY 2024 Appropriation	FY 2025 Appropriation
<b>GRF ALI 172321, Operating Expenses</b>					
\$497,136	\$626,253	\$655,915	\$640,685	\$694,000	\$701,000
% change	26.0%	4.7%	-2.3%	8.3%	1.0%

### Agency overview

The Environmental Review Appeals Commission (EBR) is an appellate review body whose primary statutory duty is to hear and resolve appeals of various technical and legal final actions taken by state and local governmental entities, including the Ohio Environmental Protection Agency (Ohio EPA), the State Fire Marshal, the State Emergency Response Commission, the Department of Agriculture, and local boards of health. The vast majority of the appeals arise from final actions taken by the Director of the Ohio EPA.

The Commission consists of three members appointed by the Governor with the advice and consent of the Senate. Commission members serve staggered six-year terms; their salaries are fixed by the Governor. The members conduct hearings, review filings, and issue rulings, and are currently supported by two full-time staff (an executive director and one program administrator/staff attorney).

Any party adversely affected by an order of the Commission may appeal to the Franklin County Court of Common Pleas or, if the appeal arises from an alleged violation of a law or regulation, to the court of appeals of the district in which the violation was alleged to have occurred.

## **Analysis of FY 2024-FY 2025 budget**

The Environmental Review Appeals Commission's operating costs are funded by a single GRF line item (172321, Operating Expenses). Appropriations are likely to be sufficient to maintain existing service levels. Relative to the line item's expenditures for the FY 2022-FY 2023 biennium, the budget increases its FY 2024-FY 2025 appropriation by \$98,400 (7.6%).